

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

KIRK D. ROBINSON,

Plaintiff,

vs.

BUFFALO COUNTY, Political Subdivision, in
thier official capacity; CITY OF KEARNEY,
Political Entity in Buffalo County, in their
official capacity; SHAWN EATHERTON, in
their individual and official capacity; KARL
FISK, in their individual and official capacity;
BRANDON BRUEGGEMANN, Deputy
sheriff for Buffalo County, NE; R. ANTHONY
CORDOVA, Police Detective for the city of
Kearney, NE; and RYAN CARSON, District
Judge, Buffalo County, NE;

Defendants.

8:24CV243

ORDER

This matter is before the Court on the Court's own motion. On November 15, 2023, Plaintiff Kirk D. Robinson named the undersigned as a defendant in his amended complaint in Case No. 8:23CV452, [Filing No. 6](#), and the undersigned has recused himself in that matter pursuant to [28 U.S.C. § 455\(b\)\(5\)](#), which provides that any judge of the United States "shall . . . disqualify himself . . . [where] [h]e . . . [i]s a party to the proceeding" [Filing No. 8](#), Case No. 8:23CV452. Robinson also filed essentially identical "Motion[s] for a Change of Venue" in several of his cases¹ alleging that he cannot get a fair and unbiased hearing in this Court based, in part, on his pending action against the undersigned. Under these circumstances and because his

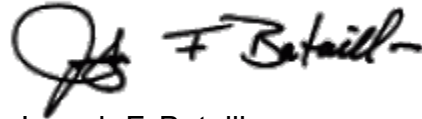
¹ See [Filing No. 41](#), Case No. 8:22CV151; [Filing No. 19](#), Case No. 8:22CV398; [Filing No. 25](#), Case No. 8:23CV137; [Filing No. 10](#), Case No. 8:23CV418; [Filing No. 10](#), Case No. 8:23CV451; [Filing No. 7](#), Case No. 8:23CV452; [Filing No. 6](#), Case No. 8:23CV486.

impartiality might reasonably be questioned, the undersigned shall, and hereby does, recuse himself from the above-designated case pursuant to [28 U.S.C. § 455\(a\)](#).

SO ORDERED.

Dated this 3rd day of July, 2024.

BY THE COURT:

A handwritten signature in black ink, appearing to read "J F Bataillon". The signature is stylized with a large, circular initial "J" and a long horizontal stroke at the end.

Joseph F. Bataillon
Senior United States District Judge